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13 Attorneys for The Roman Catholic
14 Archbishop of San Francisco

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

17 In re
18 THE ROMAN CATHOLIC ARCHBISHOP
19 OF SAN FRANCISCO,
20 Debtor and
Debtor in Possession.

Case No. 23-30564

Chapter 11

**NOTICE OF FILING REVISED FORM OF
PROPOSED ORDER GRANTING
DEBTOR'S APPLICATION TO EMPLOY
TRANSUPERFECT LEGAL SOLUTIONS TO
PROVIDE LITIGATION SUPPORT
CONSULTING AND E-DISCOVERY
SERVICES UNDER BANKRUPTCY CODE
SECTIONS 327(a) AND 328(a)**

[No Hearing Required]

Judge: Hon. Dennis Montali

PLEASE TAKE NOTICE that on January 19, 2024, the Roman Catholic Archbishop of San Francisco (the “Debtor” or “RCASF”), the debtor and debtor in possession in the above-

1 captioned bankruptcy case (the “Bankruptcy Case”) filed the *Debtor’s Application to Employ*
2 *TransPerfect Legal Solutions to Provide Litigation Support Consulting and E-Discovery Services*
3 *Under Bankruptcy Code Sections 327(a) and 328(a)* [ECF No. 433] (the “Application”).¹
4 Thereafter, Tracy Hope Davis, United States Trustee for Region 17 (the “UST”), by and through
5 her counsel of record, reached out to the Debtor’s counsel and provided comments on the proposed
6 form of order granting the Application. The Debtor has considered the UST’s comments, consulted
7 with TransPerfect, and determined to request entry of the modified form of proposed order appended
8 to this notice as Exhibit 1.

9 **PLEASE TAKE FURTHER NOTICE** that a redline comparison of the revised proposed
10 form of order and the original form of proposed order of which the Application sought court
11 approval is appended to this notice as Exhibit 2.

12 Dated: February 6, 2024

FELDERSTEIN FITZGERALD
WILLOUGHBY PASCUZZI & RIOS LLP

14 By

/s/ Paul J. Pascuzzi

15 PAUL J. PASCUZZI
16 JASON E. RIOS
17 THOMAS R. PHINNEY
Attorneys for The Roman Catholic
Archbishop of San Francisco

18 Dated: February 6, 2024

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

21 By

/s/ Ori Katz

22 ORI KATZ
23 ALAN H. MARTIN
Attorneys for The Roman Catholic
Archbishop of San Francisco

28 ¹ Capitalized terms not defined herein shall have the meanings given to them in the Application.

Exhibit 1

[Revised Form of Proposed Order]

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

In re Case No. 23-30564

THE ROMAN CATHOLIC ARCHBISHOP OF SAN FRANCISCO,

Debtor and Debtor in Possession.

Case No. 23-30564

Chapter 11

**[PROPOSED] ORDER GRANTING
DEBTOR'S APPLICATION TO EMPLOY
TRANSPERFECT LEGAL SOLUTIONS TO
PROVIDE LITIGATION SUPPORT
CONSULTING AND E-DISCOVERY
SERVICES UNDER BANKRUPTCY CODE
SECTIONS 327(a) AND 328(a)**

[No Hearing Required]

Judge: Hon. Dennis Montali

The Court, having read and considered the *Debtor’s Application to Employ TransPerfect Legal Solutions to Provide Litigation Support Consulting and E-Discovery Services Under Bankruptcy Code Sections 327(a) and 328(a)* (the “Application”),² filed by the Roman Catholic Archbishop of San Francisco (the “Debtor” or “RCASF”), the debtor and debtor in possession in the above-captioned bankruptcy case (the “Bankruptcy Case”) on January 19, 2024 [ECF No. 433], and the accompanying declaration of David Brill in support thereof, and good cause appearing therefor,

² Capitalized terms not defined herein shall have the meanings given to them in the Application.

1 IT IS HEREBY ORDERED that:

2 1. The Application, as modified by this Order, is APPROVED.

3 2. The Debtor is authorized to employ TransPerfect Document Management, Inc. and
4 Chancery Staffing Solutions, LLC (d/b/a TransPerfect Staffing Solutions), together known as
5 TransPerfect Legal Solutions (“TransPerfect”) as its litigation support consultant and e-discovery
6 vendor to provide the Services under Bankruptcy Code sections 327(a) and 328(a), and Bankruptcy
7 Rule 2014(a), effective as of December 21, 2023.

8 3. TransPerfect is authorized to perform the Services described in the Application and
9 the Engagement Agreement attached as Exhibit 1 to the Brill Declaration.

10 4. Notwithstanding any provision in the Engagement Agreement to the contrary,
11 approval of the Application shall not alter the result dictated by the holding in *Baker Botts L.L.P. v.*
12 *ASARCO LLC*, 135 S. Ct. 2158, 2169 (2015) and its construction of 11 U.S.C. § 330(a)(1).

13 5. Notwithstanding any provision in the Engagement Agreement to the contrary,
14 approval of the Application shall not entitle TransPerfect to interest on unpaid invoices.

15 6. Notwithstanding any provision in the Engagement Agreement to the contrary,
16 approval of the Application shall not entitle TransPerfect to indemnity for claims arising from its
17 own gross negligence, bad faith or willful misconduct.”

18 *****END OF [PROPOSED] ORDER*****

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Exhibit 2

[Redline Comparison of Revised Form of Proposed Order
and Original Form of Proposed Order]

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19 Debtor and
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**[PROPOSED] ORDER GRANTING
DEBTOR'S APPLICATION TO EMPLOY
TRANSPerfect LEGAL SOLUTIONS TO
PROVIDE LITIGATION SUPPORT
CONSULTING AND E-DISCOVERY
SERVICES UNDER BANKRUPTCY CODE
SECTIONS 327(a) AND 328(a)**

23 [No Hearing Required]

24 Judge: Hon. Dennis Montali

25
26 The Court, having read and considered the *Debtor's Application to Employ TransPerfect*
27 *Legal Solutions to Provide Litigation Support Consulting and E-Discovery Services Under*

1 *Bankruptcy Code Sections 327(a) and 328(a)* (the “Application”),¹ filed by the Roman Catholic
2 Archbishop of San Francisco (the “Debtor” or “RCASF”), the debtor and debtor in possession in
3 the above-captioned bankruptcy case (the “Bankruptcy Case”) on January 19, 2024, ~~as Docket~~
4 [ECF No. 433], and the accompanying ~~Declaration~~declaration of David Brill in support thereof,
5 and good cause appearing therefor,

6 IT IS HEREBY ORDERED that:

7 1. The Application, as modified by this Order, is APPROVED.
8 2. The Debtor is authorized to employ TransPerfect Document Management, Inc. and
9 Chancery Staffing Solutions, LLC (d/b/a TransPerfect Staffing Solutions), together known as
10 TransPerfect Legal Solutions (“TransPerfect”) as its litigation support consultant and e-discovery
11 vendor to provide the Services under Bankruptcy Code sections 327(a) and 328(a), and
12 Bankruptcy Rule 2014(a), effective as of December 21, 2023.

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17 v. ASARCO LLC, 135 S. Ct. 2158, 2169 (2015) and its construction of 11 U.S.C. § 330(a)(1).

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20 6. Notwithstanding any provision in the Engagement Agreement to the contrary,
21 approval of the Application shall not entitle TransPerfect to indemnity for claims arising from its
22 own gross negligence, bad faith or willful misconduct.”

23 ***END OF [PROPOSED] ORDER***
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Summary report: Litera Compare for Word 11.4.0.111 Document comparison done on 2/6/2024 3:23:53 PM	
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Add	16
Delete	8
Move From	0
Move To	0
Table Insert	0
Table Delete	0
Table moves to	0
Table moves from	0
Embedded Graphics (Visio, ChemDraw, Images etc.)	0
Embedded Excel	0
Format changes	0
Total Changes:	24